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OFFICE OF PETITIONS

In re Application of
Christopher Ling
Application No. 09/667,366
Filed: September 22, 2000
Title: METHOD FOR PREVENTING
PARASITIC USAGE OF WEB PAGE
EMBEDDED FILES

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ON PETITION

This is a decision on the petition under 37 CFR 1.181 to withdraw the holding of abandonment, filed October 12, 2005.

The petition to withdraw the holding of abandonment is **GRANTED**.

This application was held abandoned June 5, 2004 for failure to timely reply to the non-final Office Action mailed on March 4, 2004. The non-final Office Action set a three (3) month extendable time period for reply. A Notice of Abandonment was mailed September 28, 2005.

Petitioner asserts that a reply to the non-final Office Action was timely submitted on June 4, 2004. Petitioner insist that he informed the examiner that a response was previously submitted. As evidence, petitioner has submitted a copy of the reply which contains a certificate of transmission dated June 4, 2004 pursuant to 37 CFR 1.8. Petitioner has also provided a copy of the sending unit's report as well as the USPTO Auto-Reply which shows transmission was completed on June 4, 2004.

The response submitted June 4, 2004 has not been located in the Office, however, in view of the evidence submitted, the response is deemed timely.

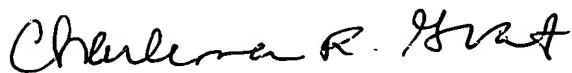
There is no indication that Petitioner herein was ever empowered to prosecute the

instant application. If Petitioner desires to receive future correspondence regarding this application, the appropriate power of attorney documentation and change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to Petitioner. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary.

The Notice of Abandonment is hereby vacated and the holding of abandonment is withdrawn.

The application file is being forwarded to the Technology Center 2100 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with the first name "Charlema" being more prominent than the last name "Grant".

Charlema R. Grant
Petitions Attorney
Office of Petitions

cc: Ronald A. D'Alessandro
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